

Stephen Gatto

From: GrantsOnline.QandA@noaa.gov
Sent: Tuesday, March 02, 2010 1:00 PM
To: ssherman@hardynet.com
Cc: lpettus@ntia.doc.gov
Subject: Notification of NTIA Award - NT10BIX5570035

Congratulations, you are the recipient of NTIA Award Number NT10BIX5570035.

This award approved by the Grants Officer constitutes an obligation of Federal funding. By electronically signing, the Recipient agrees to comply with the Award provisions checked on the award document. If not electronically signed without modification by the Recipient within 30 days of receipt, the Grants Officer may unilaterally terminate this Award. The NTIA Grants Online web site can be accessed at:
<https://grantsonline.rdc.noaa.gov>.

Name of Recipient Authorized Representative with task to accept award:

David Scott Sherman. Although the offer of award is made to this person, any Authorized Representative in your organization can reassign the task to "Accept" this award through "Task Management" under the "Inbox".

Additional Information about your award is given below:

CFDA Number: 11.557

Award File Period: 02/01/2010 - 01/31/2013 Program Office: Broadband Infrastructure (BI) Program Officer: Laura Pettus

Phone: 202-482-4509

Email: lpettus@ntia.doc.gov

Total Federal Funding: \$3,201,760.00

Total Non Federal Funding: \$814,104.00

Organization Name: Hardy Telecommunications, Inc.

Project Title: Recovery Act: Hardy AnchorRing Name of Principal Investigator/Project Director (PI/PD) as identified in the negotiated application: None Identified

After award acceptance, the PI/PD(s) must be associated with this award by your Recipient System Administrator. This will provide them with access to the award for requesting award actions and submitting project progress reports. The Recipient System Administrator that you identify during acceptance will receive a task to "Manage Award Users". Your Username is your first initial followed by your last name (and possibly followed by a 2-digit number). If you do not have your Password or need to create an account, please email the Grants Online Help Desk during working hours at GrantsOnline.HelpDesk@noaa.gov and provide your name and phone number for a return call. If you experience any problem in reaching the web site, please contact the Help Desk immediately. The Grants Online Help Desk is open from 8:00 AM to 6:00 PM Eastern Time, Monday through Friday. You can call the Help Desk toll free at 1-877-662-2478 or at 301-444-2112 from within the local Washington D.C. Metro area. Email requests can be sent to the Help Desk at any time and are answered within one business day. The Help Desk cannot send your Password by email for security reasons.

Newly assigned or expired passwords will force a password reset after login. If you are a first-time Grants Online user, please click on the Account Management tab and change your security question/answer.



United States Department of Agriculture
Rural Development

APR 13 2011

Mr. D. Scott Sherman
General Manager
Hardy Telecommunications, Inc.
2255 Kimseys Run Road
Lost River, West Virginia 26810

Dear Mr. Sherman:

We are pleased to inform you that grant funds in the amount of \$22,153,791 and loan funds in the amount of \$9,494,483 for the project designated West Virginia 1103-A40 from the Rural Utilities Service (RUS) Broadband Initiatives Program have been released.

Financial Requirement Statements (RUS Form 481) may be submitted as required for approved purposes. A copy of this form can be obtained at the following address:

<http://www.usda.gov/rus/telecom/publications/forms-b.htm>.

Also, enclosed are two copies of the Deposit Account Control Agreement. One copy should be forwarded to your bank and the other should be maintained in your records.

If you have any questions, please contact our office at (202) 690-4673.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenneth Kuchno".

KENNETH KUCHNO, Director
Broadband Division
Telecommunications Program
Rural Utilities Service

Enclosures

1400 Independence Ave, S.W. • Washington DC 20250-0700
Web: <http://www.rurdev.usda.gov>

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To file a complaint of discrimination, write USDA, Director, Office of Civil Rights,
1400 Independence Avenue, S.W., Washington, DC 20250-9410 or call (800) 795-3272 (Voice) or (202) 720-6382 (TDD).

Stephen Gatto

From: GrantsOnline.QandA@noaa.gov
Sent: Wednesday, April 28, 2010 2:48 PM
To: lpettus@ntia.doc.gov; michelle.t.feagins@noaa.gov; arlene.s.porter@noaa.gov; bahareh.sorkhabi@nist.gov; ssherman@hardynet.com; jwasilewski@ntia.doc.gov
Subject: Award File for NT10BIX5570035

Award has been accepted.

Award Number: NT10BIX5570035
Project Title: Recovery Act: Hardy AnchorRing
Amendment#:
Recipient: Hardy Telecommunications, Inc.
Federal Share: \$3,201,760.00
Requested Start Date: February 1, 2010
Program Office: Broadband Infrastructure (BI)
Program Officer: Laura Pettus
Grants Specialist: Michelle Teresa Feagins
Task Id: 1756475
Document Id: APP 2182768



United States Department of Agriculture
Rural Development

Ms. Phyllis Cook
President
Hardy Telecommunications, Inc.
2255 Kimseys Run Road
Lost River, West Virginia 26810

JUL 28 2010

Dear Ms. Cook:

We are pleased to inform you that the Rural Utilities Service (RUS) has approved a loan/grant combination to your organization under the Broadband Initiatives Program. We are offering you a grant in the amount of \$22,153,791 and a loan in the amount of \$9,494,483. The loan portion will be at the Cost of Money interest rate for a term of 19 years. This award is subject to the terms of the enclosed Loan/Grant and Security Agreement and Promissory Note. The RUS designation for this project is West Virginia 1103-A40. This designation should be referenced in all future correspondence concerning this award.

Please review the enclosed documents and indicate your acceptance of this offer by having the President of your organization sign the second copy of this letter and, within 10 calendar days, return it to:

Mr. Kenneth Kuchno
Rural Utilities Service/USDA
Stop 1599, Room 2868, South Building
1400 Independence Avenue, SW
Washington, DC 20250-1599
Fax: (202) 690-4389

Additionally, please provide the following information for incorporation into the final executed versions of the legal documents: (1) your company's organization number; (2) the name of a parent company, if any; and (3) the names of all subsidiaries, if any. Upon receipt of this information and the signed offer letter, RUS will then send executed versions of the legal documents.

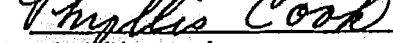
Sincerely,


JONATHAN ADELSTEIN
Administrator
Rural Utilities Service

Enclosures

CONCURRENCE:

Hardy Telecommunications, Inc.

By: 
Name: Phyllis Cook
Title: Board President
Date: Aug. 5, 2010

1400 Independence Ave. S.W. • Washington DC 20250-0700
Web: <http://www.rurdev.usda.gov>

AA# BB 466

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1400 Independence Avenue, S.W., Washington, DC 20250-9410 or call (800) 795-3272 (Voice) or (202) 720-6382 (TDD).



August 5, 2010

Mr. Kenneth Kuchno
Rural Utilities Service / USDA
Stop 1599, Room 2868, South Building
1400 Independence Avenue, SW
Washington, DC 20250-1599

Reference: West Virginia 1103-A40 Project Acceptance

Mr. Kuchno,

Per your grant/loan combination award letter dated July 28, 2010, Hardy Telecommunications, Inc. is returning the requested and signed acceptance letter to signify its acceptance of the award. A Special Meeting of the Hardy Telecommunications, Inc. Board of Directors was held at 5:00pm on Thursday, August 5, 2010 where a resolution was unanimously passed to accept the grant/loan award.

Additionally, per the letter, the following is the additional information you requested:

Company Organization Number: DUNS#: 00-342-8208

EIN: 55-0398418

RUS Borrower Designation #: WV0513

(Please note, not sure which number you were looking for here)

Name of Parent Company: Hardy Telecommunications, Inc.

Names of All Subsidiaries: (1) HardyNet, Inc.

This letter and the acceptance letter have been faxed to the office number you provided and a hard copy will be delivered via overnight carrier.

We sincerely thank you for this opportunity and should you have any additional questions or needs, please don't hesitate to contact our General Manager and Executive Vice President, Scott Sherman or myself.

Sincerely,

Phyllis Cook, President
Hardy Telecommunications, Inc.

Enclosure

HARDYNET.COM

2255 Kimseys Run Road
Lost River, WV 26810
Phone: 304-897-9911
FAX: 304-897-9910

HARDY
TELECOMMUNICATIONS
advantage networking

Fax

To:	Mr. Kenneth Kuchno, RUS/USDA	From:	Phyllis Cook & Scott Sherman
Fax:	202-690-4389	Pages:	3
Phone:		Date:	8/5/2010
Re:	Grant/Loan Acceptance	CC:	

☒ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

● **Comments:** Grant/Loan Acceptance Letter and Additional Letter with Requested Information. Please call 304-897-9911 – Scott Sherman or email pcook@hardynet.com and ssherman@hardynet.com to acknowledge receipt.

TRANSMISSION VERIFICATION REPORT

TIME : 08/05/2010 18:48
NAME : HARDY TEL
FAX : 3045305100
TEL : 3045305000
SER.# : 000L5J132296

DATE, TIME
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We HIGHLY encourage you to review the Grants Online Grantee Quick Reference Guide and Grantee User Manuals available at http://www.corporateservices.noaa.gov/grantsonline/gol_training.html.

Thank you,

The NTIA Grants Online Program Management Office.



COMMERCE NEWS

U.S. Department of Commerce
Washington, D.C. 20230

Office of the Secretary
www.commerce.gov

FOR IMMEDIATE RELEASE
Tuesday, March 2, 2010

News Media Contact:
Shannon Gilson, (202) 482-4883, sgilson@doc.gov

SECRETARY LOCKE ANNOUNCES RECOVERY ACT INVESTMENTS TO EXPAND BROADBAND INTERNET ACCESS AND SPUR ECONOMIC GROWTH

WASHINGTON – U.S. Commerce Secretary Gary Locke today announced 23 American Recovery and Reinvestment Act investments to help bridge the technological divide, boost economic growth, create jobs and improve education and healthcare cross the country. The grants will increase broadband access and adoption in California, Florida, Georgia, Illinois, Indiana, Kansas, Louisiana, Massachusetts, Maryland, North Carolina, New Mexico, Ohio, Oregon, Puerto Rico, Tennessee, Texas, Wisconsin and West Virginia. The grants, totaling more than \$160 million, will lay the groundwork to bring high-speed Internet access to millions of households and businesses, and link up thousands of schools, hospitals, libraries, and public safety offices to the information superhighway.

"In a globalized 21st century economy, when you don't have regular access to the Internet, you don't have access to all the educational and employment opportunities it provides. Fast, reliable Internet can help keep communities safer, open doors for small businesses and provide job training and skills to more Americans," Locke said. "Over the long-term, enabling our people to create new products and new ways of doing business will help communities throughout the country get onto a sustainable growth path, and that's what the Recovery Act is all about."

The Department of Commerce's National Telecommunications and Information Administration's (NTIA) Broadband Technology Opportunities Program (BTOP), funded by the Recovery Act, provides grants to support the deployment of broadband infrastructure, enhance and expand public computer centers, and encourage sustainable adoption of broadband service.

"The level of interest in this program has been extraordinary, and is yet another indicator of the critical role broadband plays in achieving durable, sustainable economic growth," Assistant Secretary for Communications and Information and NTIA Administrator Lawrence E. Strickling said. "Like the grants announced today, the strongest proposals are the ones that have taken a truly comprehensive view of the communities to be served and have engaged as many key members of the communities as possible in developing the projects."

The following grants were announced today:

California: Level 3 EON, LLC: \$3.3 million broadband infrastructure grant with an additional \$1.1 million applicant-provided match to build 11 new access points on Level 3's existing broadband network. These additional points of interconnection – essentially on-ramps to the

Internet – will offer broadband speeds between 50 Mbps and 10 Gbps on an open and nondiscriminatory basis to local Internet service providers, enabling them to provide enhanced broadband capabilities to as many as 240,000 households, 9,900 businesses, and 240 anchor institutions, including schools, government agencies, and healthcare providers.

Florida: Level 3 EON, LLC: \$2.1 million broadband infrastructure grant with an additional \$689,000 applicant-provided match to build seven new access points on Level 3's existing broadband network. These additional points of interconnection will offer broadband speeds between 50 Mbps and 10 Gbps on an open and nondiscriminatory basis to local Internet service providers, enabling them to provide enhanced broadband capabilities to as many as 180,000 households, 12,300 businesses, and 100 community anchor institutions, including schools, government agencies, and healthcare providers.

Florida: School Board of Miami-Dade County: \$3.5 million sustainable broadband adoption grant with an additional \$996,000 applicant-provided match to increase broadband adoption among low-income middle school students and their families by an estimated 15,000 households. The project plans to offer 60,000 hours of computer training to 30,000 students and their parents, provide low-cost refurbished laptops to 6,000 students and their families, and offer discounted Internet service to 10,000 families.

Georgia: Columbia County Information Technology Department: \$13.5 million broadband infrastructure grant with an additional \$4.5 million applicant-provided match to build a 220-mile, county-wide fiber network to connect nearly 150 community anchor institutions and enhance healthcare, public safety, and government services throughout the region. The project plans to facilitate the creation of a high-capacity data center at the Medical College of Georgia, support a sophisticated county-wide traffic and water control system, enable 60 free Wi-Fi hotspots in public locations, and construct five wireless towers to enhance public safety communications as well as improve wireless communications capabilities throughout the region.

Georgia: Level 3 EON, LLC: \$1.4 million broadband infrastructure grant with an additional \$476,000 applicant-provided match to build four new access points on Level 3's existing broadband network. These additional points of interconnection – essentially on-ramps to the Internet – will offer broadband speeds between 50 Mbps and 10 Gbps on an open and nondiscriminatory basis to local Internet service providers, enabling them to provide enhanced broadband capabilities to as many as 198,000 households, 13,000 businesses, and 190 anchor institutions, including schools, government agencies, and healthcare providers.

Illinois: Board of Trustees of the University of Illinois: \$22.5 million broadband infrastructure grant with an additional \$6.8 million applicant-provided match to construct 187 miles of fiber-optic broadband network in Urbana, Champaign and Savoy to provide high-speed connectivity to community anchor institutions, and support fiber-to-the-home services in four low-income neighborhoods. The project expects to provide speeds of at least 100 Mbps to directly connect 143 anchor institutions, including schools, social service agencies, healthcare facilities, youth centers, public library systems and higher education institutions.

Indiana: Educational Networks of America, Inc.: \$14.3 million broadband infrastructure grant with an additional \$4 million applicant-provided match to improve educational opportunities for an estimated 290,000 students and library patrons by deploying 560 miles of fiber that will deliver 100 Mbps connections to 145 public schools and libraries. In addition, the project expects to spur affordable broadband Internet service for as many as 200,000 households, 30,000 businesses and 630 community anchor institutions by enabling local Internet providers to connect to the project's open network.

Kansas: Level 3 EON, LLC: \$998,000 broadband infrastructure grant with an additional \$333,000 applicant-provided match to build four new access points on Level 3's existing broadband network. These additional points of interconnection will offer broadband speeds between 50 Mbps and 10 Gbps on an open and nondiscriminatory basis to local Internet service providers, enabling them to provide enhanced broadband capabilities to as many as 50,000 households, 3,600 businesses and 150 community anchor institutions, including schools, government agencies, and healthcare providers.

Louisiana: Deaf Action Center of Louisiana: \$1.4 million public computer center grant with an additional \$436,000 applicant-provided match to install 81 new videoconferencing stations, and enhance the user experience at 19 existing stations that serve people who are deaf and hard of hearing in Northwest Louisiana, and individual sites in Alabama, California, and Texas. The project intends to use broadband and videoconference technology to provide on-demand, cost-effective sign language interpretation at community anchor institutions such as hospitals, courts, public safety agencies, shelters, schools and libraries.

Massachusetts: OpenCape Corporation: \$32 million broadband infrastructure grant with an additional \$8.3 million applicant-provided match to deploy 350 miles of fiber and over 100 miles of microwave broadband network links in the Cape Cod region, directly connecting more than 70 anchor institutions, including emergency shelters, libraries, colleges, academic research facilities and town or public safety facilities. These anchors would receive 100 Mbs service, allowing them to support a wide range of economic, educational, public safety and healthcare-related applications.

Massachusetts: Cambridge Housing Authority: \$699,000 public computer center grant with an additional \$541,000 applicant-provided match to reopen and expand three public computer centers that serve approximately 10,000 public housing residents, including low-income households, immigrants, seniors and minorities. The Cambridge Housing Authority intends to replace 24 workstations and add 16 new ones at the centers to serve an expected 420 new users per week with access to broadband technology, computer courses, job training and literacy programs.

Maryland: Coppin State University: \$932,000 public computer center grant with an additional \$275,000 applicant-provided match to provide broadband access and computer education to the Coppin Heights-Rosemont community, a low-income neighborhood in Baltimore, Maryland with a high minority population. Consistent with the community's existing revitalization plan, Coppin State University will establish a 60-workstation computer center for use by the local community, and anticipates offering 15 training and educational courses on a regular basis, serving more than an estimated 500 users per week and more than 12,000 unique users within two years.

North Carolina: Mitchell County Historic Courthouse Foundation: \$239,000 public computer center grant with an additional \$60,000 applicant-provided match to more than double the number of public computer workstations available to residents of Mitchell County, provide job training and educational courses through the local community college and extension service, and expand broadband Internet access by creating a Wi-Fi hotspot in the newly-renovated historic courthouse that will reach the adjacent library and parts of downtown Bakersville, North Carolina.

New Mexico: Santa Fe Civic Housing Authority: \$176,000 public computer center grant with an additional \$52,000 applicant-provided match to expand the capacity of one public computer

center and create an additional public computer center at two public housing sites, offering broadband access and computer training to low-income families, minorities, disadvantaged youth, disabled, and elderly Santa Fe residents. The project expects to add 13 new broadband workstations and replace seven workstations, enabling the centers to increase the number of users served per week from 27 to 135.

Ohio: OneCommunity: \$18.7 million sustainable broadband adoption grant with an additional \$4.8 million applicant-provided match to employ a collaborative strategy to expand broadband adoption by almost 20,000 households in targeted communities in five states. OneCommunity plans to work with non-profit and community organizations to implement neighbor-to-neighbor broadband adoption and awareness campaigns reaching an estimated 334,000 low-income individuals, and provide training and services to an estimated 33,000 people in Akron, Cleveland, and Zanesville, Ohio; Detroit, Michigan; Gulfport/Biloxi, Mississippi; Lexington, Kentucky and Bradenton, Florida.
(This project benefits Florida, Kentucky, Michigan, and Mississippi as well.)

Oregon: Lane Council of Governments: \$8.3 million broadband infrastructure grant with an additional \$2.1 million applicant-provided match to enhance an existing fiber-optic backbone and deploy 124 miles of fiber-optic network that will deliver broadband capabilities across three large, mostly rural counties and the Klamath Tribal region in Western Oregon. The project plans to enhance education, healthcare delivery, job training, and government services by providing 100 Mbs connections for more than 100 community anchor institutions, including medical centers, public safety entities, schools, community colleges and libraries.

Puerto Rico: Iniciativa Tecnológica Centro Oriental, Inc. (INTECO, Inc.): \$12.9 million broadband infrastructure grant with an additional \$3.4 million applicant-provided match to deploy a multifaceted 515 mile network that will include both wireless and fiber connections in some of the neediest areas of Puerto Rico. The project plans to directly connect nearly 250 anchor institutions including schools, hospitals, municipal facilities, police stations and libraries. It will also facilitate new or improved broadband Internet access for local consumers, including up to 300 anchor institutions, 136,000 households, and 600 businesses and industrial centers, by enabling local service providers to connect to the project's open network.

Tennessee: Level 3 EON: \$1.3 million broadband infrastructure grant with an additional \$432,000 applicant-provided match to build four new access points on Level 3's existing broadband network. These additional points of interconnection will offer broadband speeds between 50 Mbps and 10 Gbps on an open and nondiscriminatory basis to local Internet service providers, enabling them to provide enhanced broadband capabilities to as many as 188,000 households, 9,600 businesses, and 150 community anchor institutions, including schools, government agencies and healthcare providers.

Tennessee: DeltaCom, Inc.: \$9.4 million broadband infrastructure grant with an additional \$2.3 million applicant-provided match to provide a 544-mile high-capacity fiber-optic broadband network that will provide high-speed connections for more than 50 community anchor institutions in five Eastern Tennessee communities, from Chattanooga through Knoxville to Johnson City and Bristol. The project expects to spur more affordable broadband Internet access for over 34,000 households, 5,000 businesses, and 270 anchor institutions by allowing local Internet providers to connect to the project's open network.

Texas: Level 3 EON: \$4.7 million broadband infrastructure grant with an additional \$1.6 million applicant-provided match to build 17 new access points on Level 3's existing broadband network. These additional points of interconnection will offer broadband speeds between 50

Mbps and 10 Gbps on an open and nondiscriminatory basis to local Internet service providers, enabling them to provide enhanced broadband capabilities to as many as 400,000 households, 21,000 businesses, and 214 community anchor institutions, including schools, government agencies and healthcare providers.

Wisconsin: The Board of Regents of the University of Wisconsin System: \$5.1 million broadband infrastructure grant with an additional \$3.7 million applicant-provided match to deploy more than 100 miles of fiber-optic infrastructure to provide high-capacity broadband Internet connections for community anchor institutions, and enable last-mile broadband services throughout the Madison, Middleton, and Monona, Wisconsin region. The project expects to directly connect nearly 100 community anchor institutions, including schools, public safety organizations, and a community college, at speeds of up to 10 Gbps.

West Virginia: Hardy Telecommunications, Inc.: \$3.2 million broadband infrastructure grant with an additional \$814,000 applicant-provided match to build a 177-mile high-capacity fiber-optic network to Hardy County, West Virginia, a sparsely populated region of the state with difficult terrain. The project intends to connect an estimated 35 anchor institutions, such as emergency agencies, government offices, libraries, and colleges, as well as spur more affordable high-speed Internet service for up to 1,900 households and 190 businesses by enabling local Internet service providers to connect to the project's open network.

West Virginia: WorkForce West Virginia: \$1.9 million public computer center grant with an additional \$568,000 applicant-provided match to improve access to job information, career counseling, and skills training by upgrading and expanding 20 WorkForce West Virginia One-Stop career centers throughout the state. This project intends to replace all of the existing 165 computer workstations at the centers, add 80 new workstations, and serve almost 2,300 additional users per week, nearly double their current traffic.

Fact sheets with further information about all BTOP grants are available on the NTIA web site here: <http://www.ntia.doc.gov/broadbandgrants/projects.html>.

Funded by the American Recovery and Reinvestment Act, NTIA's Broadband Technology Opportunities Program (BTOP) provides grants to support the deployment of broadband infrastructure in unserved and underserved areas, enhance and expand public computer centers, and encourage sustainable adoption of broadband service.

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BROADBANDUSA

CONNECTING AMERICA'S COMMUNITIES

Made Possible by the Broadband Technology Opportunities Program
Funded by the American Recovery and Reinvestment Act of 2009

Broadband Technology Opportunities Program Special Award Condition Checklist for Project Closeout

Recipient:	Hardy Telecommunications, Inc.
Award Number:	NT10BIX5570035
Project Title:	Hardy AnchorRing Middle Mile Network
Recipient's Authorized Representative:	Scott Sherman

Davis-Bacon Wage Rate Requirements

Y N N/A

☒ ☐ ☐

All contractors and subcontractors have complied with the Davis-Bacon wage rate requirements.

☒ ☐ ☐

All laborers and mechanics employed on work sites have been paid at least once a week.

☒ ☐ ☐

All covered employers have submitted a certified payroll on a weekly basis.

☒ ☐ ☐

All certified payrolls have been signed by an employer affirming that the information is complete and accurate.

If the recipient is aware of any instances where a contractor or subcontractor was required to make wage restitution:

☐ ☐ ☒

1.) Has wage restitution been completed?

☐ ☐ ☒

2.) Do the Davis-Bacon payroll files contain both the previous certified payrolls reports and the new corrected payrolls reports certifying wage restitution has been completed?

☒ ☐ ☐

Appropriate on-site interviews have been conducted with laborers and mechanics employed on work sites and responses to these interviews were compared to job classifications used in the certified payrolls reports to ensure compliance with Davis-Bacon requirements

☐ ☒ ☐

Has the Department of Labor conducted any investigation involving the recipient?

☐ ☐ ☒

1.) Has the investigation concluded?

Initial DSS Date July 12, 2013



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2.) What was the result of the investigation?

☐ ☐ ☒

Construction Award Requirements

Y N N/A

☒ ☐ ☐

The recipient has notified NTIA and the Grants Office of all changes to the original project and all project changes have been approved by NTIA and the Grants Office.

☒ ☐ ☐

The recipient agrees that, for the estimated useful life of the facility funded with this award, the project will be maintained for the purpose authorized by this award and in accordance with the terms, conditions, requirements, and provisions of the award.

☒ ☐ ☐

The recipient has properly executed a Covenant of Purpose, Use, and Ownership, or Uniform Commercial Code (UCC) documentation for all BTOP funded property and provided the National Telecommunications and Information Administration (NTIA) and the Grants Office with copies of this documentation.

☒ ☐ ☐

The recipient will notify and request permission from NTIA and the Grants Office before engaging in any proposed sale or lease of BTOP-funded assets, unless an existing waiver applies to the proposed sale or lease.

☒ ☐ ☐

The recipient will disclose to NTIA and the Grants Office any potential encumbrance on BTOP-funded assets, for the estimated useful life of those assets, unless an existing waiver applies to the proposed encumbrance. The recipient will not encumber BTOP-funded assets without first receiving permission from NTIA and the Grants Office.

☒ ☐ ☐

The recipient has obtained permanent insurance coverage for all aboveground facilities purchased with BTOP funds.

☐ ☐ ☒

The recipient has informed NTIA and the Grants Office of any unresolved contract or contractor disputes.

Subrecipient Requirements

Y N N/A

☐ ☐ ☒

The recipient has informed subrecipients of all ongoing obligations, including audits, non-discrimination, interconnection, federal interest, and other provisions that flow down to subrecipients under the terms

Initial DSS Date July 12, 2013



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_____ and conditions of the BTOP award.

Environmental Assessment Compliance Requirement

Y N N/A

☒ ☐ ☐

The recipient has completed any required environmental assessment and related consultations, and has demonstrated compliance with all other applicable federal, state, and local environmental laws and regulations.

Audit Requirements

Y N N/A

☒ ☐ ☐

A-133 and Program-Specific Audit Requirements: The recipient has submitted valid single audits (*i.e.*, A-133 Audit) to the Federal Audit Clearinghouse within nine months of the end of the recipient's fiscal year, and/or will submit such audit after the award period, as required under OMB Circular A-133. For recipients subject to the Program-Specific audit guidelines, the recipient has submitted its year one audit and/or will submit its final closeout audit.

Y N N/A

☒ ☐ ☐

The recipient has resolved any outstanding audit findings in its required A-133 or Program-Specific Audits and/or returned funds for any disallowed questioned costs for which NOAA has issued an Audit Resolution Determination Letter.

Broadband Data Collection

Y N N/A

☒ ☐ ☐

In accordance with the Notices of Funds Availability the recipient has been and/or will continue to participate in the data collection efforts of the State Broadband Data and Government Grant Program's Broadband Mapping Program.

Certification of Project Completion

Y N N/A

☒ ☐ ☐

The recipient completed all project construction and conducted a final inspection and acceptance test.

Initial DJS Date July 12, 2013



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Funded by the American Recovery and Reinvestment Act of 2009

- ☒ ☐ ☐ The recipient complied with all terms and conditions of the award, including special award conditions.
- ☒ ☐ ☐ The recipient has submitted as-built drawings of the project from the contractor or engineer.
- ☒ ☐ ☐ The recipient is aware that all project records must be retained for a minimum of three years and such documents must be made available to NTIA, NOAA, or other government officials upon request during this period

By signing this checklist, I certify that all BTOP-funded activities have been completed in accordance with the award terms and conditions.

D. Scott Sherman

Signature of Recipient's Authorized Representative

Scott Sherman

Printed Name of Recipient's Authorized Representative

July 13, 2013

Date